



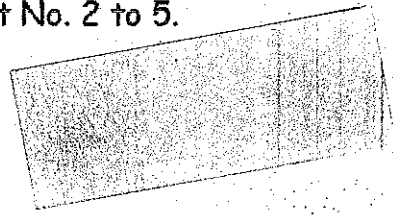
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HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<u>SB : HON'BLE SHRI DHIRENDRA MISHRA, J</u> <u>TR. PET. (CRIMINAL NO. 02/2006)</u>	
	APPLICANT	Annapurna Singh Parihar, Wife of Tahar Singh Parihar, aged about 25 years, resident of at present Shyam Bazaar, Arang Post Tahsil & P.S. Arang, District Raipur
	RESPONDENTS	Vs. 1. State of Chhattisgarh, through P.S. Lormi, District Bilaspur (CG) PROSECUTION 2. Nahar Singh Parihar, S/o. late Khajan Singh Parihar, aged about 30 years 3. Amola Bai, widow of late Khajan Singh Parihar, aged about 50 years 4. Guljar Singh son of late Khajan Singh Parihar, aged about 25 years 5. Bhanu @ Sarita Singh, aged about 27 years, daughter of late Khajan Singh Parihar. All resident of Lormi, Post, Tahsil and P.S. Lormi, District Bilaspur (CG)
	<u>27.07.2007</u> Shri Malay Kr. Bhaduri, counsel for the applicant. Shri U.K.S.Chandel, P.L. for the State/resp. No.1. Shri Alok Pandey, counsel for respondent No. 2 to 5. Heard.	

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आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	The applicant has preferred this application under Section 407 of the Cr.P.C. for transferring the criminal case No. 1244/2005 pending in the Court of Judicial Magistrate First Class, Mungeli (State Vs. Tahar Singh & Others). The reasons assigned for filing this application is that respondent No.2 to 5 are local residents of Lormi. It is alleged by the applicant that her father Dr. Karan Singh received a threatening call from the accused Tahar Singh and his brother Guljar Singh directing him to take back the criminal case filed at the instance of the petitioner or else they shall be facing dire consequences. After receiving the above telephone call a written report was lodged by father of the applicant vide Annexure P-4. It is further argued that three other matters between the same parties - application under Section 125 of the Cr.P.C., application under Section 13 of the Hindu Marriage Act and application under Section 27 of the Hindu Marriage act are also pending in the Family Court, Raipur. On the other hand counsel for the non applicants submits that the applicants are also not the residents of Mungeli as they are residing at Lormi which is some 25 kms. from Mungeli and a false complaint has been lodged in order to get the case transferred.	

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -3-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	I have heard learned counsel for the parties. Looking to the number of accused persons and particularly considering that out of four accused persons two are females and they are residents of Lormi it would not be proper to transfer the matter from the Court of Judicial Magistrate First Class, Mungeli to Raipur and ends of justice would be served if the trial Court at Mungeli is directed to ensure safety of the applicant while she appears in his Court during the trial of the criminal case.	Sd/- Dhirendra Mishra Judge